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MINUTES OF THE REGULAR COMMISSION MEETING OF THE MICHIGAN PUBLIC SERVICE  
COMMISSION HELD IN ITS OFFICES ON MARCH 8, 2012

Commission Chairman John D. Quackenbush called the meeting to order at 1:30 p.m.  
Executive Secretary Mary Jo Kunkle called the roll and declared there was a quorum.

**PRESENT**

Commission: John D. Quackenbush, Chairman  
Orjiakor N. Isiogu, Commissioner  
Greg R. White, Commissioner

Staff: Alissa Day  
Judy Palnau  
Mary Jo Kunkle  
Sharron Allen  
Mignon Middlebrook  
Theresa McMillan-Sepkoski  
Gretchen Wagner  
Lindsey Wren  
Sandra Philpott-Burke  
Jovita Moffett  
Lisa Felice

Public: Bev Roberts, Consumers Energy  
Jim Padgett, DTE Energy  
Suzy Westmoreland, MEGA  
Emily Lawler, MIRS  
Tim Hoffman, Consumers Energy

- I. Commissioner Isiogu moved to approve today's agenda, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The agenda was approved.

- II. Commissioner Isiogu moved to approve the minutes of the Regular Commission Meeting of February 23, 2012, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The minutes were approved.

### **III. ORDERS**

#### **A. COMMUNICATIONS**

1. U-14725 COMMISSION'S OWN MOTION  
(Michigan 2-1-1 designation)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves a request by Michigan 2-1-1 for continuing designation as the statewide 2-1-1 coordinator. The order before you grants the designation for a three-year period with certain conditions, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

2. U-16868 LIBERTY BELL TELECOM, L.L.C., d/b/a DISH NETWORK  
PHONE & INTERNET  
(license application)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves a request for a license to provide basic local exchange service. The order before you grants the request, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

**B. ELECTRIC**

1. U-15664-R WISCONSIN ELECTRIC POWER COMPANY  
(’09 PSCR reconciliation)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves an application by Wisconsin Electric Power Company for a power supply cost recovery reconciliation proceeding for the 12-month period ended December 31, 2009. The order before you denies a petition for rehearing filed by Tilden Mining Company, L.C., and Empire Iron Mining Partnership, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

2. U-15830 DIRECT ENERGY SERVICES, LLC  
(renewable energy plan biennial review approvals)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves an application by Direct Energy Services, LLC for approval of its renewable energy plan biennial review. The order before you finds the company’s renewable energy plan in compliance with the requirements of Public Act 295 of 2008, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

3. U-15840 ENERGY INTERNATIONAL POWER MARKETING  
CORPORATION, d/b/a POWERONE  
(renewable energy plan biennial review approvals)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves an application by Energy International Power Marketing Corporation, d/b/a PowerOne, for approval of its renewable energy plan biennial review. The order before you approves the renewable energy plan as in compliance with the requirements of Public Act 295 of 2008, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White

Nays – None

The order was adopted.

4. U-16034-R WISCONSIN ELECTRIC POWER COMPANY  
(’10 PSCR reconciliation)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which is an application for a power supply cost recovery reconciliation. The order before you grants an application for leave to appeal and denies the requested relief, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

5. U-16301 CONSUMERS ENERGY COMPANY  
(renewable energy reconciliation)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves an application by Consumers Energy Company for Commission review of the implementation of its renewable energy plan and approval of its reconciliation of renewable energy plan costs and revenues for the 12-month period of January 1, 2010 through December 31, 2010. The order before you approves a settlement agreement resolving all issues in the case, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

6. U-16356 THE DETROIT EDISON COMPANY  
(REP reconciliation)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves the application of The Detroit Edison Company for authority to reconcile its renewable energy plan costs associated with the plan approved in Case No. U-15806. The order before you approves the application, as modified, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White

Nays – None

The order was adopted.

7. U-16582 COMMISSION’S OWN MOTION  
(The Detroit Edison Company – REP review/amended plan – rehearing)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves an application by The Detroit Edison Company requesting biennial review of its renewable energy plan, approval of an amended renewable energy plan, and approval of a proposed schedule of transfer prices for 2012. The order before you denies the petition for rehearing filed by the company and grants the requested clarification, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

8. U-16590 COMMISSION’S OWN MOTION  
(Bayfield Electric Cooperative, Inc. – REP annual report)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which eliminates the requirement that Bayfield Electric Cooperative, Inc. file copies of its annual Wisconsin renewable portfolio standard compliance report and data showing annual retail sales to all of the cooperative’s customer-members, and instead requires the cooperative to file a renewable energy annual report by August 31 each year describing its compliance with the requirements of Public Act 295 of 2008, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

9. U-16607 DAGGETT ELECTRIC DEPARTMENT  
(compliance with requirements of Act 295)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves an application by Daggett Electric Department requesting that the Commission review its renewable energy plan. The order before you finds the utility’s

renewable energy plan to be in compliance with Public Act 295 of 2008, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

10. U-16615 CITY OF HART HYDRO  
(REP biennial plan review approval)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves an application by the City of Hart Hydro requesting that the Commission review its renewable energy plan. The order before you finds the utility's renewable energy plan to be in compliance with Public Act 295 of 2008, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

11. U-16627 VILLAGE OF PAW PAW  
(compliance with requirements of Act 295)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves an application by the Village of Paw Paw requesting that the Commission review its renewable energy plan. The order before you finds the utility's renewable energy plan to be in compliance with Public Act 295 of 2008, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

12. U-16885 CLOVERLAND ELECTRIC COOPERATIVE  
(12 PSCR plan)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves an application by Cloverland Electric Cooperative for authority to implement its power supply cost recovery plan for the 12-month period ending December 31, 2012. The order before you approves a settlement

agreement resolving all issues in the case, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

13. MINUTE ACTION ENVIRONMENTAL PROTECTION AGENCY  
(FERC Docket No. AD12-1-000)

Commissioner Isiogu moved that the Commission adopt and issue minute dated March 8, 2012 confirming that the Public Service Division of the Attorney General's office has filed comments on behalf of the Michigan Public Service Commission before the Federal Energy Regulatory Commission (FERC) in Docket Number AD12-1-000 in response to the FERC Staff's January 30, 2012 notice requesting comments on its January 30, 2012 White Paper. The White Paper outlines a proposal for FERC's role to provide a fair, timely and transparent process to advise the Environmental Protection Agency on requests for extension of time to comply with its Mercury and Air Toxics Standards rule, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The minute was adopted.

**C. GAS**

1. U-15704-R CONSUMERS ENERGY COMPANY  
( '09 - '10 GCR reconciliation)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves an application filed by Consumers Energy Company for a gas cost recovery reconciliation for the 12-month period ended March 31, 2010. The order before you approves the application, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

2. U-16150-R NORTHERN STATES POWER COMPANY  
(’10 -’11 GCR reconciliation)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves an application by Northern States Power Company to reconcile its gas cost recovery costs and revenues for the 12-month period ended March 31, 2011. The order before you approves a settlement agreement resolving all issues in the case, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

3. U-16230 COMMISSION’S OWN MOTION  
(vacating order)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which is a docket opened by the Commission to consider the appropriate regulatory response to proposals by various producers of natural gas from the Antrim Shale Formation to operate their wells under a vacuum. The order before you vacates the November 10, 2011 order in this matter, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

4. U-16485 CONSUMERS ENERGY COMPANY  
(’11 -’12 GCR plan case)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves a request by Consumers Energy Company for approval of its gas cost recovery plan and factors for April 2011 through March 2012. The order before you approves the request, with modifications, and authorizes Consumers to implement a base gas cost recovery factor of \$6.4545 per thousand cubic feet for the billing months of April 2011 through March 2012, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None



The order was adopted.

5. U-16873 JOSEPH WILLIAMS v CONSUMERS ENERGY COMPANY

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which involves a complaint by Joseph Williams against Consumers Energy Company. The order before you dismisses the complaint, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

6. U-16910 ARDENT NATURAL GAS, LLC  
(alternative gas supplier)

Commissioner Isiogu moved that the Commission adopt and issue order dated March 8, 2012 which is an application by Ardent Natural Gas, LLC, for a license as an alternative gas supplier. The order before you approves the application, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The order was adopted.

#### IV. PUBLIC COMMENTS

There were no public comments.

Chairman Quackenbush announced that the next regularly scheduled Commission Meeting will be held on April 6, 2012.

Commissioner Isiogu moved that the Commission adjourn, Commissioner White seconded.

Vote: Yeas – Quackenbush, Isiogu, White  
Nays – None

The motion was approved.

The meeting adjourned at 1:50 p.m.

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Mary Jo Kunkle  
Executive Secretary